Case 09-40460 Doc 1 Filed 10/27/09 Entered 10/27/09 17:15:09 Desc Main B1 (Official Form 1) (1/08) Document Page 1 of 40

### United States Bankruptcy Court Northern District of Illinois Eastern Division

Voluntary Petition

Name of Debtor (if individual, enter Last, F		Name	Name of Joint Debtor (Spouse) (Last, First, Middle)							
Hamilton, Lai	ry Wayne,	Sr.								
All Other Names used by the Debtor in the and trade names):	last 8 years (include ma	ırried, maider	n All Otl maide	All Other Names used by the Joint Debtor in the last 8 years (include married, maiden and trade names):						
Last four digits of Soc. Sec. or Individual-Ta (if more than one, state all) * ***-**-3		ur digits of Soc. e than one, stat		idual-Taxpaye	r I.D. (ITIN) No./Complete EIN					
Street Address of Debtor (No. & Street, Cit		Street	Address of Join	nt Debtor (No.	& Street, City	r, and State):				
322 Hubbard Ave	<b>⊣</b> I									
Elgin IL		50123								
County of Residence or of the Principal Pla	ice of Business:		County	y of Residence	or of the Princ	cipal Place of I	Business:			
KA	NE									
Mailing Address of Debtor (if different from	street address)		Mailing	g Address of Jo	int Debtor (if o	different from s	street address):			
Location of Principal Assets of Business D	ehtor (if different from st	reet address	ahove).							
Type of Debtor (Form of Organization)	Nature of Bu		$\overline{}$	oter of Bankru	otcy Code Un	ider Which th	e Petition is Filed (Check one box)			
(Check <b>one</b> box)	(Check one	box.)	■ CI	hapter 7						
■ Individual (includes Joint Debtors) See Exhibit D on page 2 of this form	☐ Heath Care Busin☐ Single Asset Real			hapter 9		•	15 Petition for Recognition eign Main Proceeding			
☐ Corporation (includes LLC & LLP)	defined in 11 U.S.  Railroad	C §101 (51B	·	hapter 11		_				
☐ Partnership	☐ Stockbroker		I —	hapter 12 hapter 13			15 Petition for Recognition eign Nonmain Proceeding			
☐ Other (If debtor is not one of the	☐ Commodity Broke	r			Nature o	f Debts (Check	< one Box)			
above entities, check this box and state type of entity below.)	☐ Clearing Bank☐ Other		■ D(	■ Debts are primarily consumer □ Debts are primarily business						
and cand type or entity describe,	Tax-Exempt	Entity		debts, defined in 11 U.S.C. debts.						
	(Check box, if ap  ☐ Debtor is a tax-exe		_	§ 101(8) as "incurred by an individual primarily for a						
	organization unde	r Title 26 of th	ne pe	personal, family, or household purpose."						
	United States Cod Revenue Code).	le (the Interna	al pu	irpose."						
Filing Fee (Ch	eck one box)		Check	Chapter 11 Debtors Check one box						
■ Filing Fee attached			-	☐ Debtor is a small business debtor as defined in 11 U.S.C. § 101(51D)						
☐ Filing Fee to be paid in installments (ap	plicable in individuals or	nly). Must atta	ch		mall business	debtor as def	ined in 11 U.S.C. § 101(51D)			
signed application for the court's considual unable to pay fee except in installments	eration certifying that the	e debtor is	□ D				debts (excluding debts owed to			
☐ Filing Fee wavier requested (applicable	to chanter 7 individuals	only) Must	Chec	k all applicable	e boxes:					
attach signed application for the court's				plan is being fi			etition from one of more classes			
				f creditors, in a						
Statistical/Administrative Information  Debtor estimates that funds will be ava	ilable for distribution to u	insecured cre	edtions				This space is for court use only			
Debtor estimates that, after any exemp funds available for distribution to unsections.			es paid, there w	rill be no						
Estimated Number of Creditors										
1- 50- 100-	200- 1,000-	5,001-	10,001	25,001	50,001	Over				
Estimated Assets	999 5,000	10,000	25,000	50,000	100,000	100,000				
\$0 to \$50,001to \$100,001 to	\$500,001 \$1,000,001	\$10,000,001	\$50,000,001	\$100,000,001	\$500,000,001	More than				
\$50,000 \$100,000 \$500,000	to \$1 to \$10 million million	to \$50 million	to \$100 million	to \$500 million	to \$1billion	\$1 billion				
<del>_</del> _			<b>—</b>			Manage Afficiance				
\$0 to \$50,001 to \$100,001 to \$50,000 \$100,000 \$500,000	\$500,001 \$1,000,001 to \$1 to \$10	\$10,000,001 to \$50	\$50,000,001 to \$100	\$100,000,001 to \$500	\$500,000,001 to \$1billion	More than \$1 billion				

Case 09-40460 Doc 1 Filed 10/27/09 Entered 10/27/09 17:15:09 Desc Main B1 (Official Form 1) (1/08) Document Page 2 of 40 **Voluntary Petition** Name of Debtor(s) This page must be completed and filed in every case) Hamilton, Larry Wayne, Sr. All Prior Bankruptcy Case Filed Within Last 8 Years (if more than two, attach additional sheet) Location Where Filed: Case Number: Date Filed: None None Pending Bankruptcy Case Filed by any Spouse, Partner, or Affilate of this Debtor (if more than one, attach additional sheet) Name of Debtor: Date Filed: Case Number: None District: Relationship: Judge: **Exhibit B** Exhibit A (To be completed if debtor is an individual whose debts are primarily consumer debts.) (To be completed if debtor is required to file periodic reports (e.g., I, the attorney for the petitioner named in the foregoing petition, declare that I forms 10K and 10Q) with the Securities and Exchange Commission have informed the petitioner that [he or she] may proceed under chapter 7, 11, 12 pursuant to Section 13 or 15 (d) of the Securities Exchange Act of or 13 of title 11, United States Code, and have explained the relief available under 1934 and is requesting relief under chapter 11.) each such chapter. I further certify that I have delivered to the debtor the notice required by 11 USC § 342(b). Exhibit A is attached and made a part of this petition. /s/ Ross T Brand **Ross T Brand** Dated: 10/27/2009 **Exhibit C** Does the debtor own or have possession of any property that poses or is alleged to pose a threat of imminent and identifiable harm to public health or safety? Yes, and Exhibit C is attached and made a part of this petition. Nο **Exhibit D** (To be completed by every individual debtor. If a joint petition is filed, each spouse must complete and attach a separate Exhibit D.) Exhibit D completed and signed by the debtor is attached and made a part of this petition. П Exhibit D also completed and signed by the joint debtor is attached and made a part of this petition. Information Regarding the Debtor - Venue (Check the Applicable Box.) Debtor has been domiciled or has had a residence, principal place of business, or principal assets in this District for 180 days immediately preceding the date of this petition or for a longer part of such 180 days than in any other District. There is a bankruptcy case concerning debtor's affiliate, general partner, or partnership pending in this District. Debtor is a debtor in a foreign proceeding and has its principal place of business or principal assets in the United States in this District, or has no principal place of business or assets in the United States but is a defendant in an action or proceeding [in a federal or state court] in this District, or the interests of the parties will be served in regard to the relief sought in this District. Certification by a Debtor Who Resides as a Tenant of Residential Property (Check all applicable boxes.) П Landlord has a judgment against the debtor for possession of debtor's residence. (If box checked, complete the following.) (Name of landlord that obtained judgment) (Address of Landlord) Debtor claims that under applicable nonbankruptcy law, there are circumstances under which the debtor would be permitted to cure the entire monetary default that gave rise to the judgment for possession, after the judgment for possession was entered, and Debtor has included in this petition the deposit with the court of any rent that would become due during the 30-day

Debtor certifies that he/she has served the Landlord with this certification. (11 U.S.C. § 362(1))

П

period after the filing of the petition.

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#### **Voluntary Petition**

This page must be completed and filed in every case)

### Name of Joint Debtor(s)

Hamilton, Larry Wayne, Sr.

### **Signatures**

#### Signature(s) of Debtor(s) (Individual/Joint)

I declare under penalty of perjury that the information provided in this petition is true and correct.

[If petitioner is an individual whose debts are primarily consumer debts and has chosen to file under chapter 7] I am aware that I may proceed under chapter 7,11, 12 or 13 of title 11, United States Code, understand the relief available under each such chapter, and choose to proceed under chapter 7.

[If no attorney represents me and no bankruptcy petition preparer signs the petition] I have obtained and read the notice required by 11 U.S.C. § 342(b).

I request relief in accordance with the chapter of title 11, United States Code, specified in this petition.

### /s/ Larry Wayne Hamilton, Sr. Larry Wayne Hamilton

Dated: 10/22/2009

#### Signature of a Foreign Representative

I declare under penalty of perjury that the information provided in this petition is true and correct, that I am the foreign representative of a debtor in a foreign proceeding, and that I am authorized to file this petition (Check only **one** box.)

□ I request relief in accordance with chapter 15 of title 11, United States Code. Certified copies of the documents required by 11 U.S.C. § 1515 are attached.

Pursuant to 11 U.S.C. § 1511, I request relief in accordance with the chapter of title 11 specified in this petition. A certified copy of the order granting recognition of the foreign main proceeding is attached.

(Signature of Foreign Representative)

(Printed Name of Foreign Representative)

### << Sign & Date on Those Lines

#### Signature of Attorney

#### /s/ Ross T Brand

Signature of Attorney for Debtor(s)

#### Ross T Brand

Printed Name of Attorney for Debtor(s)

LAW OFFICES OF PETER FRANCIS GERACI 55 E. Monroe Street #3400 Chicago IL 60603 312.332.1800 (PH)

Date: 10/27/2009

\* In a case in which § 707(b)(4)(D) applies, this signature also constitutes a certification that the attorney has no knowledge after an inquiry that the information in the schedule incorrect.

#### Signature of Debtor (Corporation/Partnerhsip)

I declare under penalty of perjury that the information provided in this petition is true and correct, and that I have been authorized to file this petition on behalf of the debtor.

The debtor requests relief in accordance with the chapter of title 11, United States Code, specified in this petition.

Signature of Authorized Individual

Printed Name of Authorized Individual

Title of Authorized Individual

Date

#### Signature of Non-Attorney Bankruptcy Petition Preparer

I declare under penalty of perjury that: (1) I am a bankruptcy petition preparer as defined in 11 U.S.C. § 110; (2) I prepared this document for compensation and have provided the debtor with a copy of this document and the notices and information required under 11 U.S.C. §§ 110(b), 110(h), and 342(b); and, (3) if rules or guidelines have been promulgated pursuant to 11 U.S.C. § 110(h) setting a maximum fee for services chargeable by bankruptcy petition preparers, I have given the debtor notice of the maximum amount before preparing any document for fi ling for a debtor or accepting any fee from the debtor, as required in that section. Official Form 19B is attached.

Printed Name and title, if any, of Bankruptcy Petition Preparer

Social Security number (If the bankrutpcy petition preparer is not an individual, state the Social Security number of the officer, principal, responsible person or partner of the bankruptcy petition preparer.) (Required by 11 U.S.C. § 110.) Address

#### Date

Signature of Bankruptcy Petition Preparer or officer, principal, responsible person, or partner whose social security number is provided above.

Names and Social Security numbers of all other individuals who prepared or assisted in preparing this document unless the bankruptcy petition preparer is not an individual:

If more than one person prepared this document, attach additional sheets conforming to the appropriate official form for each person.

A bankruptcy petition preparer's failure to comply with the provisions of title 11 and the Federal Rules of Bankruptcy Procedure may result in fines or imprisonment or both 11 U.S.C. §110; 18 U.S.C. §156.



# Document Page 4 of 40 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

**Larry Wayne Hamilton Debtor** 

Bankruptcy Docket #:

### EXHIBIT D - INDIVIDUAL DEBTOR'S STATEMENT OF COMPLIANCE WITH CREDIT COUNSELING REQUIREMENT

Warning: You must be able to check truthfully one of the five statements regarding credit counseling listed below. If you cannot do so, you are not eligible to file a bankruptcy case, and the court can dismiss any case you do file. If that happens, you will lose whatever filing fee you paid, and your creditors will be able to resume collection activities against you. If your case is dismissed and you file another bankruptcy case later, you may be required to pay a second filing fee and you may have to take extra steps to stop creditors' collection activities.

Every individual debtor must file this Exhibit D. If a joint petition is filed, each spouse must complete and file a separate Exhibit D. check one of

the five statements below and attach any documents as directed. 1. Within the 180 days before the filing of my bankruptcy case, I received a briefing from a credit counseling agency approved by the United States trustee or bankruptcy administrator that outlined the opportunites for available credit counseling and assisted me in performing a related budget analysis, and I have a certificate from the agency describing the services provided to me. Attach a copy of the certificate and a copy of any debt repayment plan developed through the agency. 2. Within the 180 days before the filing of my bankruptcy case, I received a briefing from a credit counseling agency approved by the United States trustee or bankruptcy administrator that outlined the opportunities for available credit counseling and assisted me in performing a related budget analysis, but I do not have a certificate from the agency describing the services provided to me. You must file a copy of a certificate from the agency describing the services provided to you and a copy of any debt repayment plan developed through the agency no later than 15 days after your bankruptcy case is filed. 3. I certify that I requested credit counseling services from an approved agency but was unable to obtain the services during the five days from the time I made my request, and the following exigent circumstances merit a temporary waiver of the credit counseling requirement so I can file my bankruptcy case now. [Must be accompanied by a motion for determination by the court.] [Summarize exigent circumstances If your certification is satisfactory to the court, you must still obtain the credit counseling briefing within the first 30 days after you file your bankruptcy petition and promptly file a certificate from the agency that provided the counseling, together with a copy of any debt management plan developed through the agency. Failure to fulfill these requirements may result in dismissal of your case. Any extension of the 30-day deadline can be granted only for cause and is limited to a maximum of 15 days. Your case may also be dismissed if the court is not satisfied with your reasons for filing your bankruptcy case without first receiving a credit counseling briefing. 4. I am not required to receive a credit counseling briefing because of: [Check the applicable statement.] [Must be accompanied by a motion for determination by the court.] Incapacity. (Defined in 11 U.S.C. § 109(h)(4) as impaired by reason of mental illness or mental deficiency so as to be incapable of realizing and making rational decisions with respect to financial responsibilities.); Disability. (Defined in 11 U.S.C. § 109(h)(4) as physically impaired to the extent of being unable, after reasonable effort, to

I certify under penalty of perjury that the information provided above is true and correct.

participate in a credit counseling briefing in person, by telephone, or through the Internet.);

Dated: 10/22/2009 /s/ Larry Wayne Hamilton, Sr.

Active military duty in a military combat zone.

Larry Wayne Hamilton, Sr.

5. The United States trustee or bankruptcy administrator has determined that the credit counseling requirement of 11 U.S.C. § 109(h)

**~** 

Sign & Date Here

does not apply in this district.

# Document Page 5 of 40 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

**Larry Wayne Hamilton Debtor** 

Bankruptcy Docket #:

### EXHIBIT D - INDIVIDUAL DEBTOR'S STATEMENT OF COMPLIANCE WITH CREDIT COUNSELING REQUIREMENT

Warning: You must be able to check truthfully one of the five statements regarding credit counseling listed below. If you cannot do so, you are not eligible to file a bankruptcy case, and the court can dismiss any case you do file. If that happens, you will lose whatever filing fee you paid, and your creditors will be able to resume collection activities against you. If your case is dismissed and you file another bankruptcy case later, you may be required to pay a second filing fee and you may have to take extra steps to stop creditors' collection activities.

Every individual debtor must file this Exhibit D. If a joint petition is filed, each spouse must complete and file a separate Exhibit D. check one of the five statements below and attach any documents as directed.

Date	ed: 10/22/2009	Sign & Date
l cer	rtify under penalty of perjury that the information provided above is true and correct.	
	5. The United States trustee or bankruptcy administrator has determined that the credit counseling requirement of does not apply in this district.	11 U.S.C. § 109(h)
	Active military duty in a military combat zone.	
	Disability. (Defined in 11 U.S.C. $\S$ 109(h)(4) as physically impaired to the extent of being unable, after reasonal participate in a credit counseling briefing in person, by telephone, or through the Internet.);	able effort, to
	Incapacity. (Defined in 11 U.S.C. $\S$ 109(h)(4) as impaired by reason of mental illness or mental deficiency so of realizing and making rational decisions with respect to financial responsibilities.);	as to be incapable
	4. I am not required to receive a credit counseling briefing because of: [Check the applicable statement.] [Must b by a motion for determination by the court.]	e accompanied
	If your certification is satisfactory to the court, you must still obtain the credit counseling briefing within the first 30 d your bankruptcy petition and promptly file a certificate from the agency that provided the counseling, together with a copy management plan developed through the agency. Failure to fulfill these requirements may result in dismissal of your case the 30-day deadline can be granted only for cause and is limited to a maximum of 15 days. Your case may also be dism not satisfied with your reasons for filing your bankruptcy case without first receiving a credit counseling briefing.	of any debt se. Any extension of
	3. I certify that I requested credit counseling services from an approved agency but was unable to obtain the ser days from the time I made my request, and the following exigent circumstances merit a temporary waiver of the credit c so I can file my bankruptcy case now. [Must be accompanied by a motion for determination by the court.] [Summarize there.]	ounseling requirement
	2. Within the 180 days before the filing of my bankruptcy case, I received a briefing from a credit counseling age United States trustee or bankruptcy administrator that outlined the opportunties for available credit counseling and assist performing a related budget analysis, but I do not have a certificate from the agency describing the services provided to a copy of a certificate from the agency describing the services provided to you and a copy of any debt repayment plane the agency no later than 15 days after your bankruptcy case is filed.	sted me in me. You must file
	1. Within the 180 days before the filing of my bankruptcy case, I received a briefing from a credit counseling age United States trustee or bankruptcy administrator that outlined the opportunties for available credit counseling and assis performing a related budget analysis, and I have a certificate from the agency describing the services provided to me. certificate and a copy of any debt repayment plan developed through the agency.	sted me in

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Larry Wayne Hamilton, Debtor

In re

#### **SUMMARY OF SCHEDULES**

Indicate as to each schedule whether that schedule is attached and state the number of pages in each. Report the totals from Schedules A, B, C, D, E, F, I and J in the boxes provided. Add the amounts from Schedules A and B to determine the total amount of the debtor's assets. Add the amounts from Schedules D, E, and F to determine the total amount of the debtor's liabilities. Individual debtors also must complete the "Statistical Summary of Certain Liabilities and Related Data" if they file a case under chapter 7, 11, or 13.

			AMOUNTS SCHEDULED				
Name of Schedule	Attached YES   NO	Pages	Assets	Liabilities	Other		
SCHEDULE A - Real Property	Yes	1	\$200,000	\$-	\$-		
SCHEDULE B - Personal Property	Yes	3	\$11,163	\$-	\$-		
SCHEDULE C - Property Claimed as Exempt	Yes	1+	\$-	\$-	\$-		
SCHEDULE D - Creditors Holding Secured Claims	Yes	1+	\$-	\$222,977	\$-		
SCHEDULE E - Creditors Holding Unsecured Priority Claims	Yes	2	\$-	\$-	\$-		
SCHEDULE F - Creditors Holding Unsecured Nonpriority Claims	Yes	1+	\$-	\$24,843	\$-		
SCHEDULE G - Executory Contracts and Unexpired Leases	Yes	1	\$-	\$-	\$-		
SCHEDULE H - CoDebtors	Yes	1	\$-	\$-	\$-		
SCHEDULE I - Current Income of Individual Debtor(s)	Yes	1	\$-	\$-	\$2,946		
SCHEDULE J - Current Expenditures of Individual Debtor(s)	Yes	1	\$-	\$-	\$2,940		
TOTALS		<b>\$ 211,163</b> TOTAL ASSETS	\$ 247,820 TOTAL LIABILITIES				

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### UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

**Larry Wayne Hamilton / Debtor** 

Bankruptcy Docket #:

### STATISTICAL SUMMARY OF CERTAIN LIABILITIES - 28 U.S.C. § 159

If you are an individual debtor whose debts are primarily consumer debts as defined in 101(8) of the Bankruptcy Code (11 U.S.C. 101(8)), filing a case under chapter 7, 11 or 13, you must report all information requested below

Check this box if you are an individual debtor whose debts are NOT primarily consumer debts and, therefore, are not required to report any information here.

This information is for statistical purposes only under 28 U.S.C § 159 Summarize the following types of liabilities, as reported in the Schedules, and total them

Type of Liability	Amount
Domestic Support Obligations (From Schedule E)	\$ 0
Taxes and Certain Other Debts Owed to governmental Units (From Schedule E)	\$ 0
Claims for Death or Personal Injury While Debtor was Intoxicated (From Schedule E) whether disputed or undisputed)	\$ 0
Student Loan Obligations (From Schedule F)	\$ 0
Domestic Support Separation Agreement and Divorce Decree Obligations Not Reported on (Schedule E).	\$ 0
Obligations to Pension or Profit Sharing and Other Similar Obligations (From Schedule F)	\$ 0
TOTAL	\$ 0

#### State the following:

Average Income (from Schedule I, Line 16)	\$ 2,946.00
Average Expenses (from Schedule J, Line 18)	\$ 2,940.23
Current Monthly Income (from Form 22A Line 12; or, Form 22B Line 11; or, Form 22C Line 20)	\$ 3,735.83

#### State the following:

1. Total from Schedule D, "UNSECURED PORTION, IF ANY" column		\$ 106.00
2. Total from Schedule E, "AMOUNT ENTITLED TO PRIORITY" column	\$ 0.00	
3. Total from Schedule E, "AMOUNT NOT ENTITLED TO PRIORITY, IF ANY" Column		\$0
4. Total from Schedule F		\$ 24,843.00
5. Total of non-priority unsecured debt (sum of 1,3 and 4)		\$ 24,949.00

# Document Page 8 of 40 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

Larry Wayne Hamilton, Debtor

In re

#### SCHEDULE A - REAL PROPERTY

Except as directed below, list all real property in which the debtor has any legal, equitable, or future interest, including all property owned as a co-tenant, community property, or in which the debtor has a life estate. Include any property in which the debtor holds rights and powers exercisable for the debtor's own benefit. If the debtor is married, state whether husband, wife, or both own the property by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community." If the debtor holds no interest in real property, write "None" under "Description and Location of Property."

Do not include interests in executory contracts and unexpired leases on this schedule. List them in Schedule G - Executory Contracts and Unexpired Leases.

If an entity claims to have a lien or hold a secured interest in any property, state the amount of the secured claim. See Schedule D. If no entity claims to hold a secured interest in the property, write "None" in the column labeled "Amount of Secured Claim."

If the debtor is an individual or if a joint petition is filed, state the amount of any exemption claimed in the amount of any exemption claimed in the property only in Schedule C - Property Claimed as Exempt.

Description and Location of Property	Nature of Debtor's Interest in Property	Husband Wife Joint Or Community	Current Value of Debtors Interest in Property Without Deducting and Secured Claim or Exemption	Amount of Secured Claim
2159 Niagra Ct. Elgin, IL 60123 (Debtor to surrender his half of the interst in the home)	Fee Simple		\$ 200,000	\$ 216,106

**Total Market Value of Real Property** 

(Report also on Summary of Schedules)

\$200,000.00

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### UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Larry Wayne Hamilton, Debtor

#### **SCHEDULE B - PERSONAL PROPERTY**

Except as directed below, list all personal property of the debtor of whatever kind. If the debtor has no property in one or more of the categories, place an "x" in the appropriate position in the column labled "None." If additional space is needed in any category, attach a separate sheet properly identified with the case name, case number, and the number of the category. If the debtor is married, state whether husband, wife, or both own the property by placing an "H," "W," "J," or "C" in the column labeled "HWJC." If the debtor is an individual or a joint petition is filed, state the amount of any exemptions claimed only in Schedule C - Property Claimed as Exempt.

#### Do not list interest in executory and unexpired leases on this schedule. List them in Schedule G.

If the property is being held for the debtor by someone else, state that person's name and address under "Description and Location of Property." In providing the information in this schedule, do not include the name or address of a minor child. Simpy state a "minor child."

If the property is being held for the debtor by someone else, state that person's name and address under "Description and Location of Property." If the property is being held for a minor child, simply state the child's initials and the name and address of the child's parent or quardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m).

Type of Property	NONE	Description and Location of Property		1 N L	Debtor's Property Deduct	Value of Interest in y, Without ting Any I Claim or
01. Cash on Hand	X		Ī	_		
02. Checking, savings or other financial accounts, certificates of deposit or shares in banks, savings and loan, thrift, building and loan, and homestead associations or credit unions, brokerage houses, or cooperatives.		Chase Bank checking account #xxxxx9957			\$	383
03. Security Deposits with public utilities, telephone companies, landlords and others.		Security Deposit with landlord, valued at \$1,200.00			\$	0
04. Household goods and furnishings, including audio, video, and computer equipment.		Household goods; TV, DVD player, sofa, recliner, vacuum, table, chairs, lamps, TV stand, bedroom sets, microwave, pots/pans, dishes/flatware, lawn mower, bbq grill			\$	2,000
05. Books, pictures and other art objects, antiques, stamp, coin, record, tape, compact disc, and other collections or collectibles.		Books, Compact Discs, Tapes/Records, Family Pictures			\$	100
06. Wearing Apparel		Necessary wearing apparel.			\$	150
07. Furs and jewelry.		Watch			\$	30
08. Firearms and sports, photographic, and other hobby equipment.	X					
09. Interests in insurance policies. Name insurance company of each policy and itemize surrender or refund value of each.  PEG Record # 452806	X	III     II     III     III	orm	6B	) (12/07)	Page 1 of 3

### UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

SCHEDULE B - PERSONAL PROPERTY					
Type of Property	NONE	Description and Location of Property	A A	Current Value of Debtor's Interest in Property, Without Deducting Any Secured Claim or	
10. Annuities. Itemize and name each issuer.	X				
11. Interests in an educational IRA as defined in 26 U.S.C 530(b)(1) or under a qualified State tuition plan as defined in 26 U.S.C. 529(B)(1). Give particulars. (File separately the records(s) of any such interest(s). 11 U.S.C. 521(c); Rule 1007(b)).	X				
12. Interest in IRA,ERISA, Keogh, or other pension or profit sharing plans. Give particulars	X				
13. Stocks and interests in incorporated and unincorporated businesses.	X				
14. Interest in partnerships or joint ventures. Itemize. Itemize.	X				
15. Government and corporate bonds and other negotiable and non-negotiable instruments.	X				
16. Accounts receivable	X				
17. Alimony, maintenance, support and property settlements to which the debtor is or may be entitled	X				
18. Other liquidated debts owing debtor including tax refunds. Give particulars.	X				
19. Equitable and future interests, life estates, and rights of power exercisable for the benefit of the debtor other than those listed in Schedule A - Real Property.	X				
20. Contingent and Non-contingent interests in estate of a decedent, death benefit plan, life insurance policy, or trust.	X				
21. Other contingent and unliquidated claims of every nature, including tax refunds, counter claims of the debtor, and rights to setoff claims. Give estimated value of each.	X				
22. Patents, copyrights and other intellectual property. Give particulars.	X				
23. Licenses, franchises and other general intangibles.	X				
24. Customer list or other compilations containing personally identifiable information (as defined in 11 USC 101 41A provided to the debtor by individuals in connection with obtaining a product or service from the debtor primarily for personal, family, or household purposes	X				
PFG Record # 452806		B6B (Official I	Form 6E	3) (12/07) Page 2 of 3	

## UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

SCHEDULE B - PERSONAL PROPERTY					
Type of Property	NONE	Description and Location of Property	C H M	Current Value of Debtor's Interest in Property, Without Deducting Any Secured Claim or	
25. Autos, Truck, Trailers and other vehicles and accessories.		Citizens AF - 2001 Chevrolet Camero (over 52,000 miles)		\$ 7,000	
		1995 Ford Thunderbird (over 130,000 miles)		\$ 1,500	
26. Boats, motors and accessories.	X				
27. Aircraft and accessories.	X				
28. Office equipment, furnishings, and supplies.	X				
29. Machinery, fixtures, equipment, and supplie used in business.	X				
30. Inventory	X				
31. Animals	X				
32. Crops-Growing or Harvested. Give particulars.	X				
33. Farming equipment and implements.	X				
34. Farm supplies, chemicals, and feed.	X				
35. Other personal property of any kind not already listed. Itemize.	X				
		Total (Report also on Summary of Schedules)		\$11,163	

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## NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

SCHEDULE C - PROPERTY CLAIMED EXEMPT								
Debtor claims the exemptions to which debtor is entitled under: (Check one box)  11 U.S.C. § 522(b)(2)  11 U.S.C. § 522(b)(3)		Check if debtor claims a homestead exemption that exceeds \$136,875						

Description of Property	Specify Law Providing Each Exemption	Value of Claimed Exemption	Current Value of Property without Deducting Exemption
02. Checking, savings or other financial accounts, certificates of deposit or shares in banks, savings and loan, thrift, building and loan, and homestead associations or credit unions, brokerage houses, or cooperatives.	735 II OS 5/42 4004/b)	¢ 202	4 000
Chase Bank checking account #xxxxx9957	735 ILCS 5/12-1001(b)	\$ 383	\$ 383
04. Household goods and furnishings, including audio, video, and computer equipment.			
Household goods; TV, DVD player, sofa, recliner, vacuum, table, chairs, lamps, TV stand, bedroom sets, microwave, pots/pans, dishes/flatware, lawn mower, bbq grill	735 ILCS 5/12-1001(b)	\$ 2,000	\$ 2,000
05. Books, pictures and other art objects, antiques, stamp, coin, record, tape, compact disc, and other collections or collectibles.	705    00 5/40 4004/ )		
Books, Compact Discs, Tapes/Records, Family Pictures	735 ILCS 5/12-1001(a)	\$ 100	\$ 100
06. Wearing Apparel			
Necessary wearing apparel.	735 ILCS 5/12-1001(a),(e)	\$ 150	\$ 150
07. Furs and jewelry.	725    00 5/40 4004/5\/5\	Ф 20	
Watch	735 ILCS 5/12-1001(a),(e)	\$ 30	\$ 30
25. Autos, Truck, Trailers and other vehicles and accessories.	705 H 00 540 40044	<b>.</b>	
Citizens AF - 2001 Chevrolet Camero (over 52,000 miles)	735 ILCS 5/12-1001(b)	\$ 1,617	\$ 7,000
1995 Ford Thunderbird (over 130,000 miles)	735 ILCS 5/12-1001(c)	\$ 2,400	\$ 1,500
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In re

Larry Wayne Hamilton, Debtor

#### SCHEDULE D - CREDITORS HOLDING SECURED CLAIMS

State the name, mailing address, including zip code, and last four digits of any account number of all entities holding claims secured by property of the debtor as of the date of filing of the petition. The complete account number of any account the debtor has with the creditor is useful to the trustee and the creditor and may be provided if the debtor chooses to do so. List creditors holding all types of secured interests such as judgment liens, garnishments, statutory liens, mortgages, deeds of trust, and other security interests.

List creditors in alphabetical order to the extent practicable. If a minor child is the creditor, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m). If all secured creditors will not fit on this page, use the continuation sheet provided.

If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor," include the entity on the appropriate schedule of creditors, and complete Schedule H - Codebtors. If a joint petition is filed, state whether husband, wife, both of them, or the marital community may be liable on each claim by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community."

If the claim is contingent, place an "X" in the column labeled "Contingent." If the claim is unliquidated, place an "X" in the column labeled "Unliquidated." If the claim is disputed, place an "X" in the column labeled "Disputed." (You may need to place an "X" in more than one of these three columns.)

Total the columns labeled "Amount of Claim Without Deducting Value of Collateral" and "Unsecured Portion, if Any" in the boxes labeled "Total(s) on the last sheet of the completed schedule. Report the total from the column labeled "Amount of Claim Without Deducting Value of Collateral" also on the Summary of Schedules and, if the debtor is an individual with primarily consumer debts, report the total from the column labeled "Unsecured Portion, if Any" on the Statistical Summary of Certain Liabilities and Related Data.

Check this box if debtor has no creditors holding unsecured claims to report on this Schedule D.

Creditor's Name and Mailing Address Including Zip and Account Number (See Instructions Above)	Codebtor	C H M	* Date Claim was Incured  * Nature of Lien  *Value of Property Subject to Lien  *Description of Property	Contingent	Unliquidated	Disputed	Amount of Claim Without Deducting Value of	Unsecured Portion, If Any
1 Bank of America Attn: Bankruptcy Dept. 450 American St Simi Valley CA 93065 Acct No.: 105728657	x		Dates: 2005 Nature of Lien: Mortgage Market Value: \$ 200,000 Intention: Surrender *Description: 2159 Niagra Ct. Elgin, IL 60123 (Debtor to surrender his half of the interst in the home)				\$ 216,106	\$ 106

#### Law Firm(s) | Collection Agent(s) Representing the Original Creditor

Pierce & Associates Attn: Bankruptcy Department 1 N. Dearborn St. #1300 Chicago IL 60602

Kane County Clerk Doc # 09CHK 1871 PO Box 70 Geneva IL 60134

2 Citizens Auto Fina	ance
----------------------	------

Attn: Bankruptcy Dept. 480 Jefferson Blvd Warwick RI 02886

Acct No.: 2721153472

Dates: 7/27/2005

Nature of Lien: Lien on Vehicle - PMSI

Market Value: \$ 7,000 Intention: Reaffirm 524 (c)

\*Description: Citizens AF - 2001 Chevrolet

Camero (over 52,000 miles)

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6,871

\$0

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## UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

**Larry Wayne Hamilton, Debtor** 

Creditor's Name and Mailing Address Including Zip and Account Number (See Instructions Above) Codebtor O C M H

nliquidated

Amount of Claim Without Deducting Value of

Unsecured Portion, If Any

**Total** 

\$ 222,977

\$ 106

(Report also on Summary of Schedules.) (if applicatble, report also on Statistical Summary of Certain Liabilities and Related Data.)

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In re

Larry Wayne Hamilton, Debtor

#### SCHEDULE E - CREDITORS HOLDING UNSECURED PRIORITY CLAIMS

A complete list of claims entitled to priority, listed separately by type of priority, is to be set forth on the sheets provided. Only holders of unsecured claims entitled to priority should be listed in this schedule. In the boxes provided on the attached sheets, state the name, mailing address, including zip code, and last four digits of the account number, if any, of all entities holding priority claims against the debtor or the property of the debtor, as of the date of the filing of the petition. Use a separate continuation sheet for each type of priority and label each with the type of priority.

The complete account number of any account the debtor has with the creditor is useful to the trustee and the creditor and may be provided if the debtor chooses to do so. If a minor child is a creditor, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m).

If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor," include the entity on the appropriate schedule of creditors, and complete Schedule H-Codebtors. If a joint petition is filed, state whether the husband, wife, both of them, or the marital community may be liable on each claim by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community." If the claim is contingent, place an "X" in the column labeled "Contingent." If the claim is unliquidated, place an "X" in the column labeled "Disputed." (You may need to place an "X" in more than one of these three columns.)

Report the total of claims listed on each sheet in the box labeled "Subtotals" on each sheet. Report the total of all claims listed on this Schedule E in the box labeled "Total" on the last sheet of the completed schedule. Report this total also on the Summary of Schedules.

Report the total of amounts entitled to priority listed on each sheet in the box labeled "Subtotals" on each sheet. Report the total of all amounts entitled to priority listed on this Schedule E in the box labeled "Totals" on the last sheet of the completed schedule. Individual debtors with primarily consumer debts who file a case under chapter 7 or 13 report this total also on the Statistical Summary of Certain Liabilities and Related Data.

Report the total of amounts not entitled to priority listed on each sheet in the box labeled "Subtotals" on each sheet. Report the total of all amounts not entitled to priority listed on this Schedule E in the box labeled "Totals" on the last sheet of the completed schedule. Individual debtors

	Check this box if debtor has no creditors holding unsecured priority claims to report on this Schedule E.
TYP	PES OF PRIORITY CLAIMS (Check the appropriate box(es) below if claims in that category are listed on the attached sheets)
	Domestic Support Obligations Claims for domestic support that are owed to or recoverable by a spouse, former spouse, or child of the debtor, or the parent, legal guardian, or responsible relative of such a child, or a governmental unit to whom such a domestic support claim has been assigned to the extent provided in 11 U.S.C. § 507(a)(1).
	Extensions of Credit in an involuntary case Claims arising in the ordinary course of the debtor's business or financial affairs after the commencement of the case but bfore the earlier of the appointment of a trustee or the order for relief. 11 U.S.C. § 507(a)(3).
	Wages, salaries, and commissions Wages, salaries, and commissions, including vacation, severance, and sick leave pay owing to employees and commissions owing to qualifying independent sales representatives up to \$10,950* per person earned within 180 days immediately preceding the filing of the original petition, or the cessation of business, whichever occurred first, to the extent provided in 11 U.S.C. § 507(a)(4).
	Contributions to employee benefit plans Money owed to employee benefit plans for services rendered within 180 days immediately preceding the filing of the original petition, or the cessation of business, whichever occurred first, to the extent provided in 11 U.S.C. § 507(a)(5).
	Certain farmers and fishermen Claims of certain farmers and fishermen, up to \$5,400* per farmer or fisherman, against the debtor, as provided in 11 U.S.C. § 507(a)(6).
	Deposits by individuals Claims of individuals up to \$2,425* for deposits for the purchase, lease, or rental of property or services for personal, family, or household use, that were not delivered or provided. 11 U.S.C. § 507(a)(7).
	Taxes and certain other Debts Owed to Governmental Units  Taxes, customs duties, and penalties owing to federal, state, and local governmental units as set forth in 11 U.S.C. § 507(a)(8).
	Commitments to maintain the capital of insured depository institution Claims based on commitments to the FDIC, RTC, Director of the Office of Thrift Supervision, Comptroller of the Currency, or Board of Governors of the Federal Reserve System, or their predecessors or successors, to maintain the capital of an insured depository institution. 11 U.S.C. § 507 (a)(9).
	Claims for death or personal injury while debtor was intoxicated  Claims for death or personal injury resulting from the operation of a motor vehicle or vessel while the debtor was intoxicated from using alcohol, a drug, or another substance, 11 U.S.C. § 507(a)(10).

\* Amounts are subject to adjustment on April 10, 2010, and every three years thereafter with respect to cases commenced on or after the date of adju

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## UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

**Larry Wayne Hamilton / Debtor** 

#### SCHEDULE F - CREDITORS HOLDING UNSECURED NON-PRIORITY CLAIMS

State the name, mailing address, including zip code, and last four digits of any account number, of all entities holding unsecured claims without priority against the debtor or the property of the debtor, as of the date of filing of the petition. The complete account number of any account the debtor has with the creditor is useful to the trustee and the creditor and may be provided if the debtor chooses to do so. If a minor child is a creditor, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m). Do not include claims listed in Schedules D and E. If all creditors will not fit on this page, use the continuation sheet provided.

If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor," include the entity on the appropriate schedule of creditors, and complete Schedule H - Codebtors. If a joint petition is filed, state whether the husband, wife, both of them, or the marital community may be liable on each claim by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community."

If the claim is contingent, place an "X" in the column labeled "Contingent." If the claim is unliquidated, place an "X" in the column labeled "Unliquidated." If the claim is disputed, place an "X" in the column labeled "Disputed." (You may need to place an "X" in more than one of these three columns.)

Report the total of all claims listed on this schedule in the box labeled "Total" on the last sheet of the completed schedule. Report this total also on the Summary of Schedules and, if the debtor is an individual with primarily consumer debts filing a case under chapter 7, report this total also on the Statistical Summary of Certain Liabilities and Related Data.

Check this box if debtor has no creditors holding unsecured claims to report on this Schedule F.

Creditor's Name, Mailing Address Including	btor	H W	Date Claim Was Incurred and Consideration For Claim.	gent	dated	ıted	Amount of
Zip Code and Account Number (See Instructions Above)	Code	C	If Claim is Subject to Setoff, So State	Contin	Unliqui	Dispu	Claim
1 American General Finan Attn: Bankruptcy Dept. 600 N Royal Ave Evansville IN 47715			Dates: 2005-2009 Reason: Credit Card or Credit Use				\$ 2,704
Acct #: XXXXX3101							

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## UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

**Larry Wayne Hamilton / Debtor** 

In re

SCHEDULE F - CREDITORS HOLDING UNSECURED NON-PRIORITY CLAIMS
--

Creditor's Name, Mailing Address Including Zip Code and Account Number (See Instructions Above)	Codebtor	H W J C	Date Claim Was Incurred and Consideration For Claim. If Claim is Subject to Setoff, So State	Contingent	Unliquidated	Disputed	Amount of Claim
2 <u>Citifinancial</u> Attn: Bankruptcy Dept. Po Box 499 Hanover MD 21076			Dates: 2008-2009 Reason: Personal Loan				\$ 11,000
Acct #: 6071 3045 4810 4125							

#### Law Firm(s) | Collection Agent(s) Representing the Original Creditor

J. Gregory Scott Bankruptcy Dept PO Box 740 Decatur IL 62525

Clerk of the Circ. Ct. - Kane Doc# 09 ARK 1017 PO Box 112 Geneva IL 60134

3	Equifax Attn: Bankruptcy Dept. P.O. Box 740241 Atlanta GA 30374 Acct #: XXXXX3101	Dates: 2009 Reason: Notice Only	\$ 0
4	Experian Attn: Bankruptcy Dept. P.O. Box 2002 Allen TX 75013 Acct #: XXXXX3101	Dates: 2009 Reason: Notice Only	\$ 0
5	TransUnion Attn: Bankruptcy Dept. P.O. Box 1000 Chester PA 19022 Acct #: XXXXX3101	Dates: 2009 Reason: Notice Only	\$ 0
6	WFF Cards Attn: Bankruptcy Dept. 3201 N 4Th Ave Sioux Falls SD 57104 Acct #: XXXXX3101	Dates: 2007-2009 Reason: Credit Card or Credit Use	\$ 5,127

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**Larry Wayne Hamilton / Debtor** 

In re

SCHEDULE F - CREDITORS HOLDING UNSECURED NON-PRIORITY CLAIMS							
Creditor's Name, Mailing Address Including Zip Code and Account Number (See Instructions Above)	Codebtor	C A H	Date Claim Was Incurred and Consideration For Claim. If Claim is Subject to Setoff, So State	Contingent	Unliquidated	Disputed	Amount of Claim
7 WFF Cards Attn: Bankruptcy Dept. 3201 N 4Th Ave Sioux Falls SD 57104 Acct #: XXXXX3101			Dates: 2007-2009 Reason: Credit Card or Credit Use				\$ 6,012

**Total Amount of Unsecured Claims** 

(Report also on Summary of Schedules)

B6F (Official Form 6F) (12/07)

\$ 24,843.00

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In re

Larry Wayne Hamilton, Debtor

#### SCHEDULE G - EXECUTORY CONTRACTS AND UNEXPIRED LEASES

Describe all executory contracts of any nature and all unexpired leases of real or personal property. Include any timeshare interests. State nature of debtor's interest in contract, i.e., "Purchaser," "Agent," etc. State whether debtor is the lessor or lessee of a lease. Provide the names and complete mailing addresses of all other parties to each lease or contract described. If a minor child is a party to one of the leases or contracts, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m).



Check this box if debtor has no executory contracts or unexpired leases.

Name and Mailing Address, Including Zip Code, of Other Parties to Lease or Contract. Description of Contract or Lease and Nature of Debtor's Interest. State whether Lease is for Non-Residential Real Property. State Contract Number or Any Government Contract.

[x] None

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## UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Larry Wayne Hamilton, Debtor

#### **SCHEDULE H - CODEBTORS**

Provide the information requested concerning any person or entity, other than a spouse in a joint case, that is also liable on any debts listed by the debtor in the schedules of creditors. Include all guarantors and co-signers. If the debtor resides or resided in a community property state, commonwealth, or territory (including Alaska, Arizona, California, Idaho, Louisiana, Nevada, New Mexico, Puerto Rico, Texas, Washington, or Wisconsin) within the eight-year period immediately preceding the commencement of the case, identify the name of the debtor's spouse and of any former spouse who resides or resided with the debtor in the community property state, commonwealth, or territory. Include all names used by the nondebtor spouse during the eight years immediately preceding the commencement of this case. If a minor child is a codebtor or a creditor, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m).



Check this box if debtor has no codebtors.

	Name and Address of CoDebtor	Name and Address of the Creditor
1	Charles Hamilton	Bank of America
	2159 Niagra Ct	Attn: Bankruptcy Dept. 450 American St
	Elgin, IL 60123	Simi Valley CA 93065
		Account No. 105728657

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## UNITED STATES BARKRUPTEY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Larry Wayne Hamilton, Debtor

Bankruptcy Docket #:

### SCHEDULE I - CURRENT INCOME OF INDIVIDUAL DEBTOR(S)

The column labeled "Spouse" must be completed in all cases filed by joint debtors and by every married debtor, whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed. Do not state the name of any minor child. The average monthly income calculated on this form may differ from the current monthly income calculated on Form 22A, 22B, or 22C.

Debtor's Marital	DEPENDENTS OF DEBT	OR AND SPOUSE ~ RELATIONSHIP AND AGE
Status: Divorced	None	
	DEBTOR EMPLOYMENT	SPOUSE EMPLOYMENT
Occupation:	Truck Driver	
Name of Employer:	Quad City Salvage Auction, Inc	
Years Employed	approx. 3 years	
Employer Address:	31W120 W. Bartlett Rd	
City, State, Zip	Bartlett, IL 60103	,

INCOME: (Estimate of average or projected monthly income at time case filed.)	DEBTOR	SPOUSE			
Monthly Gross Wages, Salary, and commissions	\$ 3,931.31	\$ 0.00			
(Prorate if not paid monthly.)  2. Estimated Monthly Overtime	\$ 0.00	\$ 0.00			
3. SUBTOTAL	\$ 3,931.31	\$ 0.00			
4. LESS PAYROLL DEDUCTIONS	<u> </u>				
a. Payroll Taxes and Social Security	\$ 985.31	\$ 0.00			
b. Insurance	\$ 0.00	\$ 0.00			
c. Union Dues	\$ 0.00	\$ 0.00			
d. Other (Specify) Pension:	\$ 0.00	\$ 0.00			
Voluntary 401 Contributions:	\$ 0.00	\$ 0.00			
Child Support:	\$ 0.00	\$ 0.00			
Life Insurance, Uniforrms, 401K Loan:	\$ 0.00	\$ 0.00			
5. SUBTOTAL OF PAYROLL DEDUCTIONS	\$ 985.31	\$ 0.00			
6. TOTAL NET MONTHLY TAKE HOME PAY	\$ 2,946.00	\$ 0.00			
7. Regular income from operation of business or profession or farm	\$ 0.00	\$ 0.00			
8. Income from real property	\$ 0.00	\$ 0.00			
9. Interest and dividends	\$ 0.00	\$ 0.00			
10. Alimony, maintenance or support payments payable to the debtor for the debtor's use or that of dependents listed above.	\$ 0.00	\$ 0.00			
11. Social Security or government assistance (Specify)	\$ 0.00	\$ 0.00			
12. Pension or retirement income	\$ 0.00	\$ 0.00			
13. Other monthly income (Specify:) & & &	\$ 0.00	\$ 0.00			
Unemployment Income	\$ 0.00	\$ 0.00			
14. SUBTOTAL OF LINES 7 THROUGH 13					
15. AVERAGE MONTHLY INCOME (Add amounts shown on lines 6 and 14)	\$ 2,946.00	\$ 0.00			
16. COMBINED AVERAGE MONTHLY INCOME (Combine column totals fromlin	\$ 2,94	16.00			
if there is only one debtor repeat total reported on line 15.)	Report also on Summary of Schedules and, if applicable, on Statistical Summary				

Report also on Summary of Schedules and, if applicable, on Statistical Summary of Certain Liabilities and Related Data.)

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<sup>17.</sup> Describe any increase or decrease in income reasonably anticipated to occur within the year following the filing of this document: **None** 

## UNITED STATES BARKER PTEY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

**Larry Wayne Hamilton / Debtor** 

Bankruptcy Docket #:

SCHEDULE J - CURRENT	EXPENSES OF INDIVIDUAL DEBTOR(	S)
Complete this schedule by estimating the average mor payments made bi-weekly, quarterly, semi-annually, or annually, or an	nthly expenses of the debtor and the debtor's family at time case filed. P	rorate any
- <u></u> -	ins a separate household. Complete a separate schedule of expenditures lab	eled "Spouse".
Rent or home mortgage payment (include lot	rented for mobile home)	\$ 1,200.00
a. Real Estate taxes included? [] Yes [x] I	•	ψ 1,200.00
Utilities: a. Electricity and Heating Fuel	s. Property meanance menaded: [1 100 [A] 110	\$ 255.00
b. Water, Sewer, Garbage		\$ 115.00
c. Cellphone, Internet		\$ 100.00
d. Other Home Phone and Cab	le Television	\$ 65.00
3. Home Maintenance (repairs and upkeep)		\$ 15.00
4. Food		\$ 350.00
5. Clothing		\$ 45.00
6. Laundry and Dry Cleaning		\$ 20.00
7. Medical and Dental Expenses		\$ 20.00
8. Transportation (not including car payments)	Gas, Tolls/Parking, Fees/Licenses, Repair, Bus/Train	\$ 156.50
9. Recreation, Clubs and Entertainment, Newsp	apers, Magazines, etc.	\$ 40.00
10. Charitable Contributions		\$ -
<ol> <li>Insurance (not deducted from wages or included)</li> <li>Homeowner's or Renter's</li> </ol>	ded in home mortgage payments)	\$ -
b. Life		\$ -
c. Health		<b>\$</b> -
d. Auto		\$ 118.56
e. Other		\$-
12. Taxes (not deducted from wages or included	in home mortgage payments)	
(Specify) Federal or State Tax Repaymer	nts, Real Estate Taxes	\$ -
13. Installment Payments: (In Chapter 11, 12, and a. Auto	d 13 cases, do not list payments to be included in plan)	\$315.17
b. Reaffirmation Payments		\$ -
c. Other	\$-	<b>\$</b> -
14. Alimony, maintenance and support paid to oth		<b>\$</b> -
15. Payments for support of additional dependent		\$-
16. Regular expenses from operation of business		\$ -
17. Other: Haircuts, Hygiene, Newspaper/Mags Eyecare, Meds Postage/Bankir		
\$95.00 \$30.00	\$0.00 \$- \$-	\$125.00
18. AVERAGE MONTHLY EXPENSES (Total lines the Stastical of Summary of Certain Liabilities and Relate	1-17. Report also on Summary of Schedules and if applicable, on ed Data.	\$ 2,940.23
19. Describe any increase/decrease in expenditu <i>None</i>	res anticipated to occur within the year following the filing	this document:
20. STATEMENT OF MONTHLY NET INCOME	a. Average monthly income from Line 15 of Schedule I	\$ 2,946.00
	b. Average monthly expenses from Line 18 above	\$ 2,940.23
	c. Monthly net income (a. minus b.)	\$ 5.77
	d. Total amount to be paid into plan monthly	\$ -

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## UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

**Larry Wayne Hamilton Debtor** 

Bankruptcy Docket #:

#### DECLARATION CONCERNING DEBTOR'S SCHEDULES

#### **DECLARATION UNDER PENALTY OF PERJURY BY INDIVIDUAL DEBTOR**

I declare under penalty of perjury that I have read the foregoing summary and schedules, and that they are true and correct to the best of my knowledge, information and belief. I have disclosed on the foregoing schedules all property or assets I may have an interest in, the correct value of it, and every debt I may be liable for. I accept the risk that some debts won't be discharged. I have been advised of the difference between Chapter 7 and Chapter 13, income & expense concepts, budgeting, and have made full disclosure.

Debtor's attorney has advised debtor that creditors can object to discharge of their debt on a variety of grounds including fraud, recent credit usage, divorce and support obligations and reckless conduct.

Debtor's attorney has advised debtor that non-dischargeable debts such as taxes, student loans, fines by government units and liens on property of debtor are generally unaffected by bankruptcy.

Dated: 10/22/2009 /s/ Larry Wayne Hamilton, Sr.

Larry Wayne Hamilton, Sr.

X Date & Sign

if joint case, both spouses must sign. If NOT a joint case the joint debtor will NOT appear.

Penalty for making a false statement: Fine of up to \$500,000 or imprisonment for up to 5 years, or both. 18 U.S.C. Sections 152 and 3571

#### DECLARATION AND SIGNATURE OF NON-ATTORNEY BANKRUPTCY PETITION PREPARER (See 11 U.S.C. 110)

Non-Attorney Petition Preparers were **NOT** used to prepare any portion of this petition. All documents were produced by the Law Offices of Peter Francis Geraci.

THIS SECTION ONLY APPLIES TO PETITION PREPARERS AND HAS NOTHING TO DO WITH THIS CASE

#### DECLARATION UNDER PENALTY OF PERJURY ON BEHALF OF A CORPORATION OR PARTNERSHIP

This is a personal bankruptcy for an individual(s) and **NOT** a corporation or partnership.

THIS SECTION ONLY APPLIES TO CORPORTATIONS & PARTNERSHIPS AND HAS NOTHING TO DO WITH THIS CASE

Penalty for making a false statement: Fine of up to \$500,000 or imprisonment for up to 5 years, or both. 18 U.S.C. Sections 152 and 3571

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## UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Larry Wayne Hamilton, Debtor

### STATEMENT OF FINANCIAL AFFAIRS

This statement is to be completed by every debtor. Spouses filing a joint petition may file a single statement on which the information for both spouses is combined. If the case is filed under chapter 12 or chapter 13, a married debtor must furnish information for both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed. An individual debtor engaged in business as a sole proprietor, partner, family farmer, or self-employed professional, should provide the information requested on this statement concerning all such activities as well as the individual's personal affairs. To indicate payments, transfers and the like to minor children, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m).

Questions 1 - 18 are to be completed by all debtors. Debtors that are or have been in business, as defined below, also must complete Questions 19 - 25. **If the answer to an applicable question is "None," mark the box labeled "None."** If additional space is needed for the answer to any question, use and attach a separate sheet properly identified with the case name, case number (if known), and the number of the question.

#### **DEFINITIONS**

"In business." A debtor is "in business" for the purpose of this form if the debtor is a corporation or partnership. An individual debtor is "in business" for the purpose of this form if the debtor is or has been, within six years immediately preceding the filing of this bankruptcy case, any of the following: an officer, director, managing executive, or owner of 5 percent or more of the voting or equity securities of a corporation; a partner, other than a limited partner, of a partnership; a sole proprietor or self-employed full-time or part-time. An individual debtor also may be "in business" for the purpose of this form if the debtor engages in a trade, business, or other activity, other than as an employee, to supplement income from the debtor's primary employment.

"Insider." The term "insider" includes but is not limited to: relatives of the debtor; general partners of the debtor and their relatives; corporations of which the debtor is an officer, director, or person in control; officers, directors, and any owner of 5 percent or more of the voting or equity securities of a corporate debtor and their relatives; affiliates of the debtor and insiders of such affiliates; any managing agent of the debtor. 11 U.S.C. § 101.

#### 01. INCOME FROM EMPLOYMENT OR OPERATION OF BUSINESS:

State the gross amount of income the debtor has received from employment, trade, or profession, or from operation of the debtor's business, including part-time activities either as an employee or in independent trade or business, from the beginning of this calendar year to the date this case was commenced. State also the gross amounts received during the two years immediately preceding this calendar year. (A debtor that maintains, or has maintained, financial records on the basis of a fiscal rather than a calendar year may report fiscal year income. Identify the beginning and ending dates of the debtor's fiscal year.) If a joint petition is filed, state income for each spouse separately. (Married debtors filing under chapter 12 or chapter 13 must state income of both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

	AMOUNT	SOURCE	
	2009: \$36,289 2008: \$52,000 2007: \$50,000	Employment	
X	Spouse		
	AMOUNT	SOURCE	

### Case 09-40460 Doc 1 Filed 10/27/09 Entered 10/27/09 17:15:09 Desc Main Document Page 25 of 40 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

	STATEMENT OF FI	NANCIAL AFFAIRS	
02. INCOME OTHER THAN FRO	DM EMPLOYMENT OR OPERATION	OF BUSINESS:	
the two years immediately preced spouse separately. (Married debt	ding the commencement of this case.	nployment, trade, profession, operation of Give particulars. If a joint petition is filed, 13 must state income for each spouse wed.)	state income for each
AMOUNT	SOURCE		
Spouse			
AMOUNT	SOURCE		
03. PAYMENTS TO CREDITOR:			
services, and other debts to any value of all property that constitute that were made to a creditor on a an approved nonprofit budgeting payments by either or both spous	TOR(S) WITH PRIMARILY CONSUM creditor made within 90 days immedites or is affected by such transfer is raccount of a domestic support obligat and creditor counseling agency. (Mases whether or not a joint petition is fi	ER DEBTS: List all payments on loans, ir ately proceeding the commencement of the ot less than \$600.00. Indicate with an as on or as part of an alternative repayment arried debtors filing under chapter 12 or ched, unless the spouses are separated and	ais case if the aggregate terisk (*) any payments schedule under a plan by napter 13 must include d a joint petition is not filed
Name and Address of Creditor	Dates of Payments	Amount Paid	Amount Still Owing
Citizens Auto Finance 480 Jefferson Blvd Warwick, RI 02886	Monthly	\$315.17 per month	\$6,871.00
days immediately preceding the transfer is not less than \$5,000 (	commencement of the case if the agg Married debtors filing under chapter	EBTS: List each payment or other transfe pregate value of all property that constitute 12 or chapter 13 must include payments a ses are separated and a joint petition is n	es or is affected by such and other transfers by each
Name and Address of Creditor	Dates of Payment/Transfers	Amount Paid or Value of Transfers	Amount Still Owing

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## UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Larry Wayne Hamilton, Debtor

STATEMENT	OF FINANCIA	I AFFAIRS
SIAICIVICIAI	OF FINANCIA	LAFFAIRO

NONE

c. ALL DEBTORS: List all payments made within 1 year immediately preceding the commencement of this case to or for the benefit of
creditors who are or were insiders. (Married debtors filing under chapter 12 or chapter 13 must include payments be either or both
spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

 Name & Address of Creditor
 Dates
 Amount Paid or Value of
 Amount

 & Relationship to Debtor
 of Payments
 Transfers
 Still Owing

04. SUITS AND ADMINISTRATIVE PROCEEDINGS, EXECUTIONS, GARNISHMENTS AND ATTACHMENTS:

List all lawsuits & administrative proceedings to which the debtor is or was a party within 1 (one) year immediately preceding the filing of this bankruptcy case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

**STATUS NATURE** CAPTION OF COURT OF SUIT AND OF AGENCY OF DISPOSITION CASE NUMBER **PROCEEDING** AND LOCATION Collection **Circuit Court of Kane** CitiFinancial Services Pending

v. County - Sixteenth Judicial Larry Hamilton Circuit

09 ARK 1017 BAC Home Loans v. Charles Hamilton 09CHK 1871

Foreclosure

**Kane County** 

Pending

NONE

04b. WAGES OR ACCOUNTS GARNISHED: Describe all property that has been attached, garnished or seized under any legal or equitable process within (1) one year preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning property of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

Name and Address of PersonDateDescriptionfor Whose Benefit Propertyofand Valuewas SeizedSeizureof Property

NONE

#### 05. REPOSSESSION, FORECLOSURES AND RETURNS:

List all property that has been repossessed by a creditor, sold at a foreclosure sale, transferred through a deed in lieu of foreclosure or returned to the seller, within one year immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning property of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

Name and Address of Date of Repossession, Foreclosure Description and Creditor or Seller Sale, Transfer or Return Value of Property

# Document Page 27 of 40 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Larry Wayne Hamilton, Debtor

of Property

case. (Married debtors filing	it of property for the benefit of creditors made wit g under chapter 12 or chapter 13 must include ar		ling the commencement of t
case. (Married debtors filing	g under chapter 12 or chapter 13 must include ar		ling the commencement of the
	spouses are separated and a joint petition is not	filed.)	_
Name and	Date	Terms of	
Address of	of	Assignment or	
Assignee	Assignment	Settlement	
preceding the commencem	as been in the hands of a custodian, receiver, or ent of this case. (Married debtors filing under chapouses whether or not a joint petition is filed, unle	apter 12 or chapter 13 must inclu	ide information concerning
Name and	Name & Location	Date	Description
Address	of Court Case	of	and Value of
of Custodian	Title & Number	Order	Property
usual gifts to family member than \$100 per recipient. (M	entributions made within one year immediately process aggregating less than \$200 in value per indivious arried debtors filing under chapter 12 or chapter on is filed, unless the spouses are separated and Relationship to Debtor,	dual family member and charitat 13 must include gifts or contribu	le contributions aggregating

Loss

Part by Insurance, Give Particulars

# Document Page 28 of 40 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

NONE

NONE

Larry Wayne Hamilton, Debtor

		INANCIAL AFFAIRS	
09. PAYMENTS RELATED TO DEB	T COLINSELING OR RANKPUL	PTCY·	
59. FATMENTS RELATED TO DEB	T COONSELING ON BANKNO	FIGI.	
	under the bankruptcy law or pre	e debtor to any persons, including attorn eparation of a petition in bankruptcy with	
Name and		Date of Payment,	Amount of Money or
Address		Name of Payer if Other Than Debtor	Description and Value of Property
of Payee		2009	
Law Offices of Peter Francis Geraci		2009	Payment/Value: \$ 2,000.00
55 E Monroe St			<b>4</b> =,000.00
Suite#3400			
Chicago,IL 60603			
Name and Address of Payee		Date of Payment, Name of Payer if Other Than Debtor	Amount of Money or description and Value of Property
MMI/CCCS 9009 W. Loop S. Houston, TX 77096 Phone 866.983.2227		2009	\$50.00
0. OTHER TRANSFERS			
ransferred either absolutely or as se	ecurity with two (2) years immed must include transfers by eithe	nary course of the business or financial a liately preceding the commencement of r or both spouses whether or not a joint	this case. (Married debtors
		Describe Property	
Name and Address of			
Transferee, Relationship	Data	Transferred and	
	Date	Value Received	
Transferee, Relationship to Debtor  Ob. List all property transferred by the	he debtor within ten (10) years		ent of this case to a self-settle
Transferee, Relationship to Debtor	he debtor within ten (10) years	Value Received	ent of this case to a self-settle

Transfer(s)

other Device

Closing

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## UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Larry Wayne Hamilton, Debtor

#### STATEMENT OF FINANCIAL AFFAIRS

NONE

#### 11. CLOSED FINANCIAL ACCOUNTS:

List all financial accounts and instruments held in the name of the debtor or for the benefit of the debtor which were closed, sold, or otherwise transferred within one (1) year immediately preceding the commencement of this case. Include checking, savings, or other financial accounts, certificates of deposit, or other instruments; shares and share accounts held in banks, credit unions, pension funds, cooperatives, associations, brokerage houses and other financial institutions. (Married debtors filing under chapter 12 or chapter 13 must include information concerning accounts or instruments held by or for either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

Name and Address of Institution Type of Account, Last Four Digits of Account Number, and Amount of Final Balance

Amount and Date of Sale or Closing

NONE

#### 12. SAFE DEPOSIT BOXES:

List each safe deposit or other box or depository in which the debtor has or had securities, cash, or other valuables within one year immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include boxes or depositories of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

Name and Address of Bank or Other Depository Names & Addresses of Those With Access to Box or depository Description of Contents Date of Transfer or Surrender, if Any

NONE

#### 13. SETOFFS:

List all setoffs made by any creditor, including a bank, against a debt or deposit of the debtor within 90 days preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

Name and Address of Creditor

Date of Setoff

Amount of Setoff

NONE

#### 14. LIST ALL PROPERTY HELD FOR ANOTHER PERSON:

List all property owned by another person that the debtor holds or controls.

Name and Address of Owner

Description and Value of Property

Location of Property

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## UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Larry Wayne Hamilton, Debtor

STATEMENT	OF FINANCIA	I AFFAIRS
SIAICIVICIAI	OF FINANCIA	LAFFAIRO

#### 15. PRIOR ADDRESS OF DEBTOR(S):

If debtor has moved within three (3) years immediately preceding the commencement of this case, list all premises which the debtor occupied during that period and vacated prior to the commencement of this case. If a joint petition is filed, report also any separate address of either spouse.

 Name
 Dates of Occupancy

 701 Hobart Dr
 Same
 09/2001 - 08/2009

 South Elgin, IL 60177
 50 Hobart Dr
 60 Hobart Dr

NONE

16. SPOUSES and FORMER SPOUSES:

If the debtor resides or resided in a community property state, commonwealth, or territory (including Alaska, Arizona, California, Idaho, Louisiana, Nevada, New Mexico, Puerto Rico, Texas, Washington, or Wisconsin) within eight (8) years immediately preceding the commencement of the case, identify the name of the debtor's spouse and of any former spouse who resides or resided with the debtor in the community property state.

Name



#### 17. ENVIRONMENTAL INFORMATION:

For the purpose of this question, the following definitions apply:

"Environmental Law" means any federal, state, or local statute or regulation regulating pollution, contamination, releases of hazardous or toxic substances, wastes or material into the air, land, soil surface water, ground water, or other medium, including, but not limited to, statutes or regulations regulating the cleanup of the these substances, wastes, or material.

"Site" means any location, facility, or property as defined under any Environmental Law, whether or not presently or formerly owned or operated by the debtor, including, but not limited to, disposal sites.

"Hazardous material" means anything defined as a hazardous waste, hazardous or toxic substances, pollutant, or contaminant, etc. under environmental Law.

NONE

17a. List the name and address of every site for which the debtor has received notice in writing by a governmental unit that it may be liable or potentially liable under or in violation of an Environmental Law. Indicate the governmental unit, the date of the notice, and, if known, the Environmental Law:

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In re

		NANCIAL AFFAIRS	
	of every site for which the debtor provintal unit to which the notice was sent	_	a release of Hazardous
Site Name and Address	Name and Address of Governmental Unit	Date of Notice	Environmental Law
	ative proceedings, including settlemen e the name and address of the govern		
ending dates of all businesses i partnership, sole proprietor, or v immediately preceding the com- within six (6) years immediately	ist the names, addresses, taxpayer id in which the debtor was an officer, dire was self-employed in a trade, profession mencement of this case, or in which the preceding the commencement of this	ctor, partner, or managing executive in, or other activity either full- or part- e debtor owned 5 percent or more of case.	of a corporation, partner in a time within six (6) years the voting or equity securitie
a. If the debtor is an individual, ending dates of all businesses i partnership, sole proprietor, or wimmediately preceding the comwithin six (6) years immediately lf the debtor is a partnership, lisending dates of all businesses i	NAME OF BUSINESS ist the names, addresses, taxpayer id n which the debtor was an officer, dire was self-employed in a trade, profession mencement of this case, or in which the	Disposition  entification numbers, nature of the buctor, partner, or managing executive in, or other activity either full- or partedebtor owned 5 percent or more of case.	of a corporation, partner in a time within six (6) years the voting or equity securitienesses, and beginning and
a. If the debtor is an individual, ending dates of all businesses i partnership, sole proprietor, or wimmediately preceding the comwithin six (6) years immediately lf the debtor is a partnership, lisending dates of all businesses i (6) years immediately preceding. If the debtor is a corporation, lisending dates of all businesses i	NAME OF BUSINESS ist the names, addresses, taxpayer idn which the debtor was an officer, direwas self-employed in a trade, profession mencement of this case, or in which the preceding the commencement of this the names, addresses, taxpayer identify the mention which the debtor was a partner or over the second of the second	Disposition  entification numbers, nature of the buctor, partner, or managing executive in, or other activity either full- or parte debtor owned 5 percent or more of case.  tification numbers, nature of the busived 5 percent or more of the voting tification numbers, nature of the busi	of a corporation, partner in a time within six (6) years the voting or equity securitienesses, and beginning and or equity securities, within six nesses, and beginning and
a. If the debtor is an individual, ending dates of all businesses i partnership, sole proprietor, or wimmediately preceding the comwithin six (6) years immediately lf the debtor is a partnership, lisending dates of all businesses i (6) years immediately preceding. If the debtor is a corporation, lisending dates of all businesses i	NAME OF BUSINESS ist the names, addresses, taxpayer idn which the debtor was an officer, dire was self-employed in a trade, profession mencement of this case, or in which the preceding the commencement of this it the names, addresses, taxpayer identification which the debtor was a partner or ow the commencement of this case.	Disposition  entification numbers, nature of the buctor, partner, or managing executive in, or other activity either full- or parte debtor owned 5 percent or more of case.  tification numbers, nature of the busived 5 percent or more of the voting tification numbers, nature of the busi	of a corporation, partner in a time within six (6) years the voting or equity securitienesses, and beginning and or equity securities, within six nesses, and beginning and

# Document Page 32 of 40 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Larry Wayne Hamilton, Debtor

Address

	STATEMENT OF FI	NANCIAL AFFAIRS
has been, within six years imme executive, or owner of more than	diately preceding the commencement n 5 percent of the voting or equity sec	a corporation or partnership and by any individual debtor who is of this case, any of the following: an officer, director, managing urities of a corporation; a partner, other than a limited partner, of or other activity, either full- or part-time.
	ceding the commencement of this cas	ement only if the debtor is or has been in business, as defined at se. A debtor who has not been in business within those six years
19. BOOKS, RECORDS AND F	INANCIAL STATEMENTS:	
List all bookkeepers and account the keeping of books of account	` , , <del>,</del>	iately preceding the filing of this bankruptcy case kept or supervi
Name and Address	Dates Services Rendered	
	` , ,	preceding the filing of this bankruptcy case have audited the boo
account and records, or prepare	d a financial statement of the debtor.	
Name	Address	Dates Services Rendered
	who at the time of the commencements of account and records are not available.	of this case were in possession of the books of account and recable, explain.
Name	Address	
	creditors and other parties, including 2) years immediately preceding the c	mercantile and trade agencies, to whom a financial statement w
Name and	Date	

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Issued

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In re

	STATEMENT OF FIN	ANCIAL AFFAIRS	
OO INIVENTORIES			
20. INVENTORIES			
List the dates of the last to the dollar amount and bas	vo inventories taken of your property, the naniss of each inventory.	ne of the person who supervised the	e taking of each inventory, an
Date	Inventory	Dollar Amount of Inventory	
of		(specify cost, market of other	
Inventory	Supervisor	basis)	
b. List the name and addr	ess of the person having possession of the re	cords of each of the inventories rep	oorted in a., above.
Date of Inventory	Name and Addresses of Custodian of Inventory Records		
·	rship, list nature and percentage of interest of	case. mornour or the partitionalip.	
Name and Address	Nature of Interest	Percentage of Interest	
and Address  21b. If the debtor is a corp		Interest  pration; and each stockholder who	directly or indirectly owns,
and Address  21b. If the debtor is a corp	of Interest	Interest  pration; and each stockholder who reporation.	directly or indirectly owns,
and Address  21b. If the debtor is a corp controls, or holds 5% or m	of Interest	Interest  pration; and each stockholder who	directly or indirectly owns,
and Address  21b. If the debtor is a corp controls, or holds 5% or m  Name and Address	of Interest  ooration, list all officers & directors of the corpore of the voting or equity securities of the co	Interest  pration; and each stockholder who reporation.  Nature and Percentage of Stock Ownership	directly or indirectly owns,
and Address  21b. If the debtor is a corp controls, or holds 5% or m  Name and Address	of Interest  poration, list all officers & directors of the corpore of the voting or equity securities of the corpore of the voting or Title	Interest  Diration; and each stockholder who importation.  Nature and Percentage of Stock Ownership  DLDERS:	
and Address  21b. If the debtor is a corpcontrols, or holds 5% or management of Name and Address  22. FORMER PARTNER  If the debtor is a partnersh	of Interest  poration, list all officers & directors of the corpore of the voting or equity securities of the control of the voting of the voting or equity securities of the voting of	Interest  Diration; and each stockholder who imporation.  Nature and Percentage of Stock Ownership  DLDERS:  Inip interest of each member of the Date of	
and Address  21b. If the debtor is a corp controls, or holds 5% or m  Name and Address	of Interest  poration, list all officers & directors of the corpore of the voting or equity securities of the confidence of the voting or equity securities of the confidence of the voting or equity securities of the confidence of the voting or equity securities of the confidence of the voting or equity securities of the confidence of the voting or equity securities of the confidence of the voting or equity securities of the confidence of the voting or equity securities of the confidence of the voting or equity securities of the confidence of the voting or equity securities of the confidence of the voting or equity securities of the confidence of the voting or equity securities of the confidence of the voting or equity securities of the confidence of the voting or equity securities of the confidence of the voting or equity securities of the confidence of the voting or equity securities of the confidence of the voting or equity securities of the confidence of the voting or equity securities of the confidence of the voting or equity securities of the confidence of the voting of the voting of the voting or equity securities of the voting of the votin	Interest  Diration; and each stockholder who imporation.  Nature and Percentage of Stock Ownership  DLDERS:  hip interest of each member of the	
and Address  21b. If the debtor is a corpcontrols, or holds 5% or mand Address  22. FORMER PARTNER  If the debtor is a partnersh  Name	of Interest  poration, list all officers & directors of the corpore of the voting or equity securities of the control of the voting of the voting or equity securities of the voting of	Interest  pration; and each stockholder who prove the stock Ownership  DLDERS:  Inip interest of each member of the Withdrawal	partnership.
and Address  21b. If the debtor is a corpcontrols, or holds 5% or mand Address  22. FORMER PARTNER  If the debtor is a partnersh  Name	of Interest  poration, list all officers & directors of the corpore of the voting or equity securities of the control of the voting or equity securities of the voting or equity securities of the control of the voting or equity securities or equity securities of the voting or equity securities	Interest  pration; and each stockholder who prove the stock Ownership  DLDERS:  Inip interest of each member of the Withdrawal	partnership.

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In re

		STATEMENT	
orporation terminated within one (1) year	se relationship with the corpo	ation, list all officers, or direct commencement of this case.	
	Date of Terminatio	Title	Name and Address
attori			and Address
	N BY A COPORATION:	A PARTNERSHIP OR DIST	3. WITHDRAWALS FROM
iven to an insider, including compensation gone year immediately preceding the	•	redemptions, options exercis	•
Money or	Amount of Mon	Date and	Name and Address of
	Description and v Property	Purpose of Withdrawal	Recipient, Relationship to Debtor
		, list the name and federal ta	·
e parent corporation of any consolidated gr mediately preceding the commencement of	•		
	•	Taynayar	
	•	Taxpayer Identification Numb	Name of Parent Corporation
	•		Name of
	me within six (6) years immed	Identification Numb	Name of Parent Corporation  5. PENSION FUNDS: the debtor is not an individu
ars im	me within six (6) yea	Identification Numb	Name of Parent Corporation  5. PENSION FUNDS:

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## UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Larry Wayne Hamilton, Debtor

	OF FINANCIAL	
.7 I A I C IVI C IV I	CO FINANCIAL	AFFAIR.3

#### DECLARATION UNDER PENALTY OF PERJURY BY INDIVIDUAL DEBTOR

I declare under penalty of perjury that I have read the answers contained in the foregoing statement of financial affairs and any attachment thereto and that they are true and correct.

Dated: 10/22/2009 /s/ Larry Wayne Hamilton, Sr.

Larry Wayne Hamilton, Sr.

X Date & Sign

Penalty for making a false statement: Fine of up to \$500,000 or imprisonment for up to 5 years, or both. 18 U.S.C. Sections 152 and 3571

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### UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

Larry Wayne Hamilton / Debtor

In re

### **DEBTOR'S STATEMENT OF INTENTION**

PART A - Debts secured by property of the estate. (Part A must be fully completed for EACH debt which is secured by property of the estate. Attach additional pages if necessary.)

Property No. 1	
Creditor's Name: <b>Bank of America</b> Attn: Bankruptcy Dept. 450 American St Simi Valley CA 93065	Describe Property Securing Debt: 2159 Niagra Ct. Elgin, IL 60123 (Debtor to surrender his half of the interst n the home)
Property will be (check one):	
■Surrendered □I	Retained
If retaining the property, I intend to (check at I	east one):
□Redeem the property	
□Reaffirm the debt	
□Other. Explain522(f)).	(for example, avoid lien using 110 U.S.C. §
Property is (check one):	
□Claimed as exempt	■Not claimed as exempt
Property No. 2	1
Creditor's Name: Citizens Auto Finance Attn: Bankruptcy Dept. 480 Jefferson Blvd Warwick RI 02886	Describe Property Securing Debt: Citizens AF - 2001 Chevrolet Camero (over 52,000 miles)
Property will be (check one):	
□Surrendered	Retained
If retaining the property, I intend to (check at I	east one):
■Reaffirm the debt	
□Other. Explain 522(f)).	(for example, avoid lien using 110 U.S.C. §
Property is (check one):	
■Claimed as exempt	□Not claimed as exempt

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# Document Page 37 of 40 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

**Larry Wayne Hamilton / Debtor** 

#### **DEBTOR'S STATEMENT OF INTENTION**

PART B - Personal property subject to unexpired leases. (All three columns of Part B must be completed for each unexpired lease. Attach additional pages if necessary.)

Property No. 0	
Lessor's Name:  NONE	Lease will be assumed pursuant to 11 U.S.C. § 365(p)(2): □ Yes □ No

I declare under penalty of perjury that the above indicates my intention as to any property of my estate securing a debt and/or personal property subject to an unexpired lease.

Dated: 10/22/2009 /s/ Larry Wayne Hamilton, Sr.

Larry Wayne Hamilton, Sr.

X Date & Sign

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## UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

In re

Larry Wayne Hamilton, Debtor

Bankruptcy Docket #:

#### DISCLOSURE OF COMPENSATION OF ATTORNEY FOR DEBTOR - 2016B

1. Pursuant to 11 U.S.C. § 329(a) and Fed. Bankr. P. 2016(b), I certify that I am the attorney for the above named debtor(s) and that compensation paid to me within one year before the filing of the petition in bankruptcy, or agreed to be paid to me, for services rendered or to be rendered on behalf of the debtor(s) in contemplation of or in connection with the bankruptcy case is as follows:

The compensation paid of promised by the Bester(e), to the undereigned, is do follower	•	
For legal services, Debtor(s) agrees to pay and I have agreed to accept		\$2,000
Prior to the filing of this Statement, Debtor(s) has paid and I have received	_	\$2,000
The Filing Fee has been paid.	Balance Due	\$0

2. The source of the compensation paid to me was:

Debtor(s)	Other: (spec
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3. The source of compensation to be paid to me on the unpaid balance, if any, remaining is:

The compensation haid or promised by the Debtor(s) to the undersigned is as follows:

Debtor(s) Other: (specify)

The undersigned has received no transfer, assignment or pledge of property from the debtor(s) except the following for the value stated: **None.** 

- 4. The undersigned has not shared or agreed to share with any other entity, other than with members of the undersigned's law firm, any compensation paid or to be paid without the client's consent, except as follows: None.
- 5. The Service rendered or to be rendered include the following:
- (a) Analysis of the financial situation, and rendering advice and assistance to the client in determining whether to file a petition under Title 11, U.S.C.
- (b) Preparation and filing of the petition, schedules, statement of affairs and other documents required by the court.
- (c) Representation of the client at the first scheduled meeting of creditors.
- (d) Advice as required.
- **6.** By agreement with the debtor(s), the above-disclosed fee does not include the following service: Fee does **NOT** include missed court dates & amendments to schedules, contested matters, motions, objections to discharge or other matters except the first meeting of creditors.

#### **CERTIFICATION**

I certify that the foregoing is a complete statement of any agreement or arrangement for payment to me for representation of the debtor(s) in this bankruptcy proceedings.

Respectfully Submitted,

Dated: 10/27/2009 /s/ Ross T Brand

Attorney Name: Ross T Brand
LAW OFFICES OF PETER FRANCIS GERACI
55 E. Monroe Street #3400
Chicago IL 60603

312.332.1800 (PH) 312.332.6354 (FAX)

Bar No: IL 6294886

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In re

**Larry Wayne Hamilton, Debtor** 

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VERIF	ICATION	I UF CREDI	TOR MATRIX

The above named Debtor(s) hereby verify that the attached list of creditors is true and correct to the best of our knowledge.

I DECLARE UNDER PENALTY OF PERJURY THAT THE FOREGOING IS TRUE AND CORRECT.

Dated: 10/22/2009

/s/ Larry Wayne Hamilton, Sr.
Larry Wayne Hamilton, Sr.

X Date & Sign

<sup>\*</sup> Joint debtors must provide information for both spouses. Penalty for making a false statement or concealing property: Fine up to \$500,000 or up to 5 years imprisonment or both. 18 U.S.C. 152 and 3571.

### NOTICE TO INDIVIDUAL CONSUMER DEBTOR(S)

In accordance with § 342(b) of the Bankruptcy Code, this notice: (1) Describes briefly the services available from credit counseling services; (2) Describes briefly the purposes, benefits and costs of the four types of bankruptcy proceedings you may commence; and (3) Informs you about bankruptcy crimes and notifies you that the Attorney General may examine all information you supply in connection with a bankruptcy case. You are cautioned that bankruptcy law is complicated and not easily described. Thus, you may wish to seek the advice of an attorney to learn of your rights and responsibilities should you decide to file a petition. Court employees cannot give you legal advice.

#### 1. Services Available from Credit Counseling Agencies

With limited exceptions, § 109(h) of the Bankruptcy Code requires that all individual debtors who file for bankruptcy relief on or after October 17, 2005, receive a briefing that outlines the available opportunities for credit counseling and provides assistance in performing a budget analysis. The briefing must be given within 180 days <u>before</u> bankruptcy filing. Briefing may be provided individually or in a group (including briefings conducted by telephone or on the Internet) must be provided by nonprofit budget & credit counseling agency approved by the United States trustee or bankruptcy administrator. The clerk of the bankruptcy court has a list that you may consult of the approved budget and credit counseling agencies.

In addition, after filing a bankruptcy case, an individual debtor generally must complete a financial management instructional course before he or she can receive a discharge. The clerk also has a list of approved financial management instructional courses.

#### 2. The Four Chapters of the Bankruptcy Code Available to Individual Consumer Debtors

Chapter 7: Liquidation (\$245 filing fee, \$39 administrative fee, \$15 trustee surcharge: Total fee \$299)

- 1. Chapter 7 is designed for debtors in financial difficulty who do not have the ability to pay their existing debts. Debtors whose debts are primarily consumer debts are subject to a "means test" designed to determine whether the case should be permitted to proceed under chapter 7. If your income is greater than the median income for your state of residence and family size, in some cases, creditors have the right to file a motion requesting that the court dismiss your case under § 707(b) of the Code. It is up to the court to decide whether the case should be dismissed.
- 2. Under chapter 7, you may claim certain of your property as exempt under governing law. A trustee may have the right to take possession of and sell the remaining property that is not exempt and use the sale proceeds to pay your creditors.
- 3. The purpose of filing a chapter 7 case is to obtain a discharge of your existing debts. If, however, you are found to have committed certain kinds of improper conduct described in the Bankruptcy Code, the court may deny your discharge and, if it does, the purpose for which you filed the bankruptcy petition will be defeated.
- 4. Even if you receive a general discharge, some particular debts are not discharged under the law. Therefore, you may still be responsible for most taxes and student loans; debts incurred to pay nondischargeable taxes; domestic support and property settlement obligations; most fines, penalties, forfeitures, and criminal restitution obligations; certain debts which are not properly listed in your bankruptcy papers; and debts for death or personal injury caused by operating a motor vehicle, vessel, or aircraft while intoxicated from alcohol or drugs. Also, if a creditor can prove that a debt arose from fraud, breach of fiduciary duty, or theft, or from a willful and malicious injury, the bankruptcy court may determine that the debt is not

#### Chapter 13: Repayment of All or Part of Debts of an Individual with Regular Income (\$235 filing fee, \$39 administrative fee: Total \$274)

- 1. Chapter 13 is designed for individuals with regular income who would like to pay all or part of their debts in installments over a period of time. You are only eligible for chapter 13 if your debts do not exceed certain dollar amounts set forth in the Bankruptcy Code.
- 2. Under chapter 13, you must file with the court a plan to repay your creditors all or part of the money that you owe them, using your future earnings. The period allowed by the court to repay your debts may be three years or five years, depending upon your income and other factors. The court must approve your plan before it can take effect.
- 3. After completing the payments under your plan, your debts are generally discharged except for domestic support obligations; most student loans; certain taxes; most criminal fines and restitution obligations; certain debts which are not properly listed in your bankruptcy papers; certain debts for acts that caused death or personal injury; and certain long term secured obligations.

#### Chapter 11: Reorganization (\$1000 filing fee, \$39 administrative fee: Total fee \$1039)

Chapter 11 is designed for the reorganization of a business but is also available to consumer debtors. Its provisions are quite complicated, and any decision by an individual to file a chapter 11 petition should be reviewed with an attorney.

#### Chapter 12: Family Farmer or Fisherman (\$200 filing fee, \$39 administrative fee: Total fee \$239)

Chapter 12 is designed to permit family farmers and fishermen to repay their debts over a period of time from future earnings and is similar to chapter 13. The eligibility requirements are restrictive, limiting its use to those whose income arises primarily from a family farm or fishing operation.

#### 3. Bankruptcy Crimes and Availability of Bankruptcy Papers to Law Enforcement Officials

A person who knowingly and fraudulently conceals assets or makes a false oath or statement under penalty of perjury, either orally or in writing, in connection with a bankruptcy case is subject to a fine, imprisonment, or both. All information supplied by a debtor in connection with a bankruptcy case is subject to examination by the Attorney General acting through the Office of the United States Trustee, the Office of the United States Attorney, and other components and employees of the Department of Justice.

**WARNING:** Section 521(a)(1) of the Bankruptcy Code requires that you promptly file detailed information regarding your creditors, assets, liabilities, income, expenses and general financial condition. Your bankruptcy case may be dismissed if this information is not filed with the court within the time deadlines set by the Bankruptcy Code, the Bankruptcy Rules, and the local rules of the court.

I (We), the debtor(s), affirm that I (we) have received and read this notice.

Dated: 10/22/2009 /s/ Larry Wayne Hamilton, Sr.

Larry Wayne Hamilton, Sr.

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Sign & Date Here



Sign & Date Here

Dated: 10/27/2009 /s/ Ross T Brand

Attorney: Ross T Brand Bar No: IL 6294886

PFG Record # 452806